



July 2007

Dear California Retailers,

The Bureau begins to enforce the U.S. Consumer Product Safety Commission's (CPSC) mattress flammability standard, 16 CFR Part 1633, on July 1, 2007. Enforcement of this standard involves inspecting retail establishments and selecting products for compliance testing.

The Home Furnishings and Thermal Insulation Act and the new CPSC standard require retailers to:

- Ensure that their products are in compliance with both the Act and the new CPSC regulation (B & P 19072, 19161; 16 CFR Part 1633.1.)
- Ensure that their products are properly labeled. This includes the state law label and the new federal flammability label (B & P 19080 et seq.; Title 4 CCR 1125 et seq.; 16 CFR 1633.12.)
- Ensure that their products are labeled to reflect whether the mattress was intended to be sold with or without a foundation (16 CFR 1633.12 (a)(7).)

Before purchasing bedding products, we recommend retailers look for a compliant federal flammability label that states the name, street, city and state of the manufacturer or importer. The label must also include a statement that certifies the product as meeting the requirements of the standard. Additionally, the label should identify whether the mattress is designed to be sold with or without a foundation. Retailers can face fines or other possible administrative actions by the Bureau or CPSC if they sell mattress sets that are not intended by the manufacturer to be sold together.

Please be advised that 16 CFR Part 1633.1 prohibits retailers from selling non-compliant mattresses, mattress/box spring sets and futons manufactured or imported on or after July 1, 2007. Products manufactured or imported prior to July 1, 2007 may remain on the sales floor. However, CPSC does recommend that retail floor samples should be replaced over time to reflect newer manufactured, imported or renovated products that meet the standard. Products manufactured, imported or renovated on or after July 1, 2007 must comply with the new standard.

We encourage all retailers to become familiar with their obligations with this new standard. For more information regarding this new federal law, please call the Bureau at (916) 574-2041 or visit the Bureau's website at www.bhfti.ca.gov.

Best regards,

Brian J. Stiger
Chief